REMARKS

Remark 1:

Applicant hereby amends claims 1, 5, 9, 13, 15 and 17 to further distinguish present invention to

cited prior art. More specifically, the claims are directed to such turbines having product-lubricated

bearings with specific operating structure including but not limited to variable orifice and associated fluid

chamber. Examiner will respectfully note that the cited prior art is directed to electric motors, and not

vertical flow, cryogenic liquid turbine generators. Therefore, Examiner will note that the vertical flow,

cryogenic liquid turbine generator having main product-lubricated bearings with associated, specifically-

recited structure plus function is not just a regular generator or motor.

Remark 2: (NO NEW MATTER)

Applicant submits that the corrections presented herein present no new matter. All of the devices,

systems, methods and/or compositions claimed herein are taught in the Drawings, Specification, Claims

and Abstract and other portions of the Application as originally filed.

(REQUEST FOR TELEPHONIC OR IN-PERSON EXAMINER'S INTERVIEW) Remark 3:

Applicant hereby invites and requests the Examiner to attempt to resolve any further defects,

deficiencies, errors or other grounds of rejection or objection to the present application, either on a formal

or informal basis, by Telephonic or In-Person Examiner's Interview under 37 CFR 1.133 (see also MPEP

713.01 et seq.). Attorney for Applicant(s) can be reached from 9:00 AM-5:00 PM Monday-Friday at

telephone number 650-348-1444 or by fax to (650) 348-8655 or by e-mail at

RKS@ATTYCUBED.COM.

///

AMENDMENT AND RESPONSE To ADVISORY ACTION Filing Date: February 10, 2004

Date Transmitted: April 27, 2009

Title: THRUST BALANCING DEVICE FOR CRYOGENIC FLUID MACHINERY

Serial No.: 10/776,555 Attorney Docket No.: EIC-401

Amd&RespToAdvAction 042709-2.wpd

Page 7 of 9

CONCLUSION

Applicant respectfully submits that for all the foregoing reasons, the claimed subject matter

describes patentable invention. Furthermore, Applicant submits that the specification is adequate and that

the claims are now in a condition for allowance. No new matter has been entered.

Applicant hereby respectfully requests Examiner to withdraw the cited references as anticipating

or obviating prior art, enter these amendments, find them descriptive of useful, novel and non-obvious

subject matter, and authorize the issuance of a utility patent for the truly meritorious, deserving invention

disclosed and claimed herein.

Without further, Applicant does not intend to waive any claims, arguments or defenses that they

may have in response to any official or informal communication, paper, office action, or otherwise, and

they expressly reserve the right to assert any traverse, additional grounds establishing specificity and

clarity, enablement, novelty, uniqueness, non-obviousness, or other patentability, etc.

Further, nothing herein shall be construed as establishing the basis for any prosecution history or

file wrapper estoppel, or similar in order to limit or bar any claim of infringement of the invention, either

directly or under the Doctrine of Equivalents.

///

Date Transmitted: April 27, 2009

Title: THRUST BALANCING DEVICE FOR CRYOGENIC FLUID MACHINERY
Serial No.: 10/776,555

Attorney Docket No.: EIC-401 Amd&RespToAdvAction 042709-2.wpd

Page 8 of 9

Respectfully submitted,

Dated: April 27, 2009

RAY K. SHAHANI ATTORNEY AT LAW

By: Ray K. Shahani, Esq

Attorney for Applicant(s)

Ray K. Shahani, Esq.

Attorney at Law

Twin Oaks Office Plaza

477 Ninth Avenue, Suite 112

San Mateo, California 94402-1854

Telephone: (650) 348-1444 Facsimile: (650) 348-8655

E-mail: rks@attycubed.com

Registration No.: 37,554

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as attached therein are being deposited with the United States Postal Service using "First Class-Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to "Commissioner of Patents and Trademarks, Virginia 22313-1450". Signed:

Date Mailed: April 27, 2009 EL97726884444